

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 21 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 21 1999

The applicant Clel Miller, hereby makes application for permission to change the Point of Diversion, Place and Manner of Use of water heretofore appropriated under all of Permit No. 52904

1. The source of water is underground
2. The amount of water to be changed 0.07519 cfs, 40.00 acre feet annually
3. The water to be used for Irrigation and Domestic
4. The water heretofore permitted for Irrigation and Domestic
5. The water is to be diverted at the following point within the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 10, T.22N., R.21E., M.D.M., or at a point from which the south $\frac{1}{4}$ corner of said Section 10 bears South 02° 27' 11" East a distance of 1273.42 feet.
6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 18, T.22N., R.22E., M.D.M., or at a point from which the southeast corner of said Section 18 bears South 68° 00' East a distance of 2030.0 feet. See map supporting Permit Nos. 52903 and 52904.
7. Proposed place of use 10.00 acres within the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 10, T.22N., R.21E., M.D.M.. (APN 77-100-24, the exact location to be determined later.)
8. Existing place of use 8.0 acres in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and 2.0 acres in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 18, T22N., R22E., M.D.M.. See map supporting Permit Nos. 52903 and 52904. (Portion of APN 77-310-03)
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from March 1 to October 31 of each year.
11. Description of proposed works Drilled well, pump, and pipeline irrigation system.
12. Estimated cost of works \$40,000.00
13. Estimated time required to construct works 2 years
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: The applicant and his agent acknowledge that Application 52904 is pending approval following perfection of title to the rights. This new application is being submitted so that it may follow the issuance of Permit 52904. Because of the unfavorable status of the base rights (P-30112) and questions of

possible risks involved in implementation of the well proposed under 52904, this action is being taken to demonstrate to the State Engineer that the owner of the rights intends to immediately move them to a more desirable location. (Abstract of Title is also being submitted concurrently with this application.)

By s/George G. Lindesmith
George G. Lindesmith
Tri State Surveying 1925 E. Prater Way
Sparks, Nevada 89434

Compared my/bk dl/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 52904 is issued subject to the terms and conditions imposed in said Permit 52904 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 65072 and 65073 shall not exceed 40.0 acre-feet annually.

This permit is limited to the irrigation of 10.0 acres within the described place of use.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.07519 cubic feet per second, but not to exceed 40.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

December 3, 2001

Proof of completion of work shall be filed before:

January 3, 2002

Water must be placed to beneficial use on or before:

December 3, 2004

Proof of the application of water to beneficial use shall be filed on or before:

January 3, 2005

Map in support of proof of beneficial use shall be filed on or before:


January 3, 2005

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 3rd day of, December A.D. 1999



State Engineer

by Christine Thiel, P. E., Deputy State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By: P-70856-0-00188